

1 Renata B. Hesse (SBN 148425)  
2 (hesser@sullcrom.com)  
3 SULLIVAN & CROMWELL LLP  
4 550 Hamilton Avenue  
5 Palo Alto, California 94301  
6 Telephone: (650) 461-5600  
7 Facsimile: (650) 461-5700

5       Shane M. Palmer (SBN 308033)  
6       (palmersh@sullcrom.com)  
6       SULLIVAN & CROMWELL LLP  
7       125 Broad Street  
7       New York, New York 10004  
8       Telephone: (212) 558-4000  
8       Facsimile: (212) 558-3588

*Attorneys for Non-Party Spotify USA Inc.*

UNITED STATES DISTRICT COURT

**NORTHERN DISTRICT OF CALIFORNIA**

## **IN RE GOOGLE PLAY STORE ANTITRUST LITIGATION**

**THIS DOCUMENT RELATES TO**

*Epic Games, Inc. v. Google LLC*, No. 3:20-cv-05671-JD

Case No. 3:21-md-02981-JD

**[PROPOSED] ORDER RE NON-PARTY  
SPOTIFY'S ADMINISTRATIVE  
MOTION TO SEAL PORTIONS OF  
EXHIBIT 1496**

Judge: Hon. James Donato

1           On November 13, 2023, Non-Party Spotify USA Inc. (“Spotify”) filed an  
 2 Administrative Motion to Seal Portions of Exhibit 1496 (the “Motion”). The Motion is supported  
 3 by the accompanying Declaration of Shane M. Palmer, and the Declaration of Sandra Alzetta filed  
 4 on November 7, 2023 in support of Spotify’s Administrative Motion to Seal Portions of the  
 5 Deposition of Sandra Alzetta and Exhibits Thereto (MDL Dkt. No. 749-1).

6           Having considered Spotify’s Motion and supporting declarations,

7           **IT IS HEREBY ORDERED:**

8           Compelling reasons exist to seal the information requested by Spotify for the  
 9 reasons set forth in the Declaration of Sandra Alzetta (MDL Dkt. No. 749-1). The following  
 10 portions of Exhibit 1496 may be filed under seal and may only be shown in a sealed courtroom:

<b>Exhibit Number (Bates Number)</b>	<b>Portion Sought to Be Sealed</b>	<b>Evidence Offered in Support of Sealing</b>	<b>Ruling</b>
Exhibit 1496 (GOOG-PLAY- 004692994.R)	Page -004: all text below “Google’s May Proposal” and “Spotify’s July Counter”	MDL Dkt. No. 749-1, Alzetta Decl. ¶¶ 6–9	
	Page -008: entire page	MDL Dkt. No. 749-1, Alzetta Decl. ¶¶ 6–9	
	Page -018: figure in chart under column titled “Processing Cost” and in row titled “Spotify Proposal”	MDL Dkt. No. 749-1, Alzetta Decl. ¶¶ 6–9	
	Page -020: entire page	MDL Dkt. No. 749-1, Alzetta Decl. ¶¶ 6–9	
	Page -021: entire page	MDL Dkt. No. 749-1, Alzetta Decl. ¶¶ 6–9	
	Page -023: entire page	MDL Dkt. No. 749-1, Alzetta Decl. ¶¶ 6–9	

26           The portions of Exhibit 1496 that are sealable, as indicated in the chart above, shall  
 27 be redacted from any version that is made available in the public record during or after trial.

1  
IT IS SO ORDERED.  
2

3  
Dated: \_\_\_\_\_, 2023  
4

5 Honorable James Donato  
6 United States District Judge  
Northern District of California  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28